

INITIAL SCREENING OF INCOMING PAPERS CHECKLIST

Reviewer: JSB Date: 3.29.07

APPLICATION NO. 091704823

1. Petition Type(s)(i.e., 137(b); 137(a))	Code(s) (502, 501, 503, etc):
_____	_____
_____	_____
_____	_____
_____	_____

NOTE: Petitions to Expedite require prompt attention and should be brought to the appropriate deciding official's attention.

2. List Papers to be entered on contents of file jacket filed with petition:
- 1. _____
 - 2. _____
 - 3. _____
 - 4. _____
 - 5. _____
 - 6. _____

3. Is paper a petition to withdraw holding of abandonment: yes no
If so, send paper and/or file to appropriate location (*Note: remove any flag set first*):

Circle Appropriate Letter:

- a. Nonreceipt of action from TC or assertion that reply was timely filed:
Send paper to TC _____
- b. Nonreceipt of Missing Parts Notice or assertion that reply was timely filed:
Send paper to OIPE-Betty Robinson -CP2-7D25 (PH: 308-0910)
- c. Assertion of timely payment of issue fee and/or submission of drawings:
Send petition to Office of Publications: ATTN: Tom Hawkins
- d. Other _____

4. Information Disclosure Statement - If not with the Office of Petitions or part of a petition, send to file location _____

5. Other: SPLD - Jim Engle
If not handled in Office of Petitions, send paper to appropriate location.

6. Is petition accompanied by assignment papers, fee address, or other paper which needs to be sent to another location? yes no
If so, make copy of assignment papers, fee address, or other paper; mail original to proper location and place copy in file with an indication that the original paper(s) has been forwarded to the appropriate location (Assignment Branch; Maintenance Fee Division, etc.)

INITIAL SCREENING OF INCOMING PAPERS CHECKLIST

Reviewer: _____ Date: _____

APPLICATION NO. _____

1. Petition Type(s)(i.e., 137(b); 137(a))

Code(s) (502, 501, 503, etc):

NOTE: *Petitions to Expedite require prompt attention and should be brought to the appropriate deciding official's attention.*

2. List Papers to be entered on contents of file jacket filed with petition:

1. _____
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5. _____
6. _____

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If so, send paper and/or file to appropriate location (*Note: remove any flag set first*):

Circle Appropriate Letter:

- a. Nonreceipt of action from TC or assertion that reply was timely filed:
Send paper to TC _____
- b. Nonreceipt of Missing Parts Notice or assertion that reply was timely filed:
Send paper to OIPE-Betty Robinson -CP2-7D25 (PH: 308-0910)
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If not handled in Office of Petitions, send paper to appropriate location.

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If so, make copy of assignment papers, fee address, or other paper; mail original to proper location and place copy in file with an indication that the original paper(s) has been forwarded to the appropriate location (Assignment Branch; Maintenance Fee Division, etc.)

09/404.803 C. L 4700
~~DAC~~
194

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MAR 27 2001

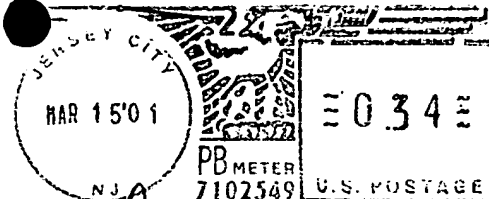
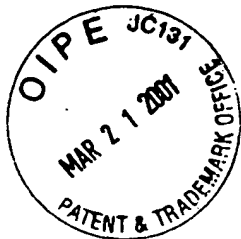
OFFICE OF PETITIONS

03/22/2001 SDIRET91 00000069 09704803

01 704102

559.00

Mail Stop 2161
P.O. Box 318
New York, N.Y. 10008-0318

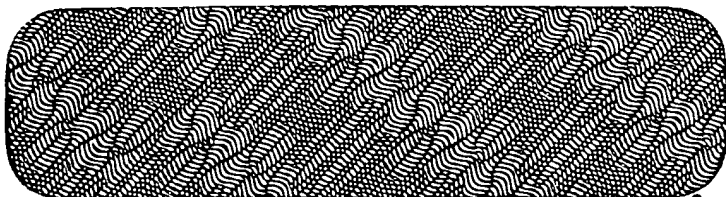


Check only

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MAR 27 2001

OFFICE OF PETITIONS



22202-3602 06



DETAILS OF PAYMENT

0000019881

Date Issue: 03-14-01

Amount: *****\$559.00 **

Details: OBI=/INV/PATENT APPLICATION FEES APP.NR.:09/704,803 ATTENTION SPECIAL PROGRAM LAW
OFFIC E, TO JAMES ENGEL
660CHQI03580600

To the order of:

000060 162308
U.S. PATENT TRADEMARK OFFICE
2011 JEFFERSON DAVIS HIGHWAY
USA-ARLINGTON, VA 22202

Remitter: Ref: 660CHQI03580600
SGZ-BANK / TIPA-CHEQUE
POSTFACH
D-60274 FRANKFURT AM MAIN GERMANY

By order of:
GERD KRAEMER
RICHARD-WAGNER-STR. 16

000060

0000019881

1-103
210

 **Bankers Trust Company**

Date
MARCH 14, 2001

Pay to the order of: U.S. PATENT TRADEMARK OFFICE

AMOUNT
*****\$559.00 **

The sum of: FIVE HUNDRED FIFTY-NINE 00/100 ***** Dollars

GERD KRAEMER
RICHARD-WAGNER-STR. 16

Robert P. Motters

Reference: 660CHQI03580600 162308
Payable at Bankers Trust, New York Non-Negotiable After 90 Days

00000019881 0210010331 04402605



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/704,803	11/03/2000	2151	0		19	21	2

Gerd Kramer
Richard-Wagner-Str. 16
Leimen, DE 69181

RECEIVED

APR 09 2001

OFFICE OF PETITIONS

FILING RECEIPT



OC000000005701290

Date Mailed: 01/24/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Gerd Kramer, Leimen, GERMANY;

Continuing Data as Claimed by Applicant

Foreign Applications

GERMANY 199 52 587.0-53 11/02/1999

If Required, Foreign Filing License Granted 01/23/2001

** SMALL ENTITY **

Title

Automataic Programming

Preliminary Class

709

Data entry by : JACKSON, MINNIE

Team : OIPE

Date: 01/24/2001



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

FEE INCREASE NOTICE

Effective OCTOBER 1, 2000, Patent Fees will be adjusted. Please note that although the fee amounts required by the enclosed Notice might reflect the fees due on the date of filing, any fee paid on or after OCTOBER 1, 2000 is subject to the new fee schedule and must be paid in the new amount.

EXAMPLES OF FEES BEING ADJUSTED

See www.uspto.gov for complete FY-2001 Fee Schedule

— Indicates fees
remain at FY
2000 amount

DESCRIPTION	FY 2000	FY 2001
Basic filing fee - Utility	\$690	\$710
Basic filing fee - Utility (Small Entity)	\$345	\$355
Independent claims in excess of three	\$78	\$80
Independent claims in excess of three (Small Entity)	\$39	\$40
Claims in excess of twenty	\$18	—
Claims in excess of twenty (Small Entity)	\$9	—
Multiple dependent claim	\$260	\$270
Multiple dependent claim (Small Entity)	\$130	\$135
Surcharge - Late filing fee	\$130	—
Surcharge - Late filing fee (Small Entity)	\$65	—
Design filing fee	\$310	\$320
Design filing fee (Small Entity)	\$155	\$160
Plant filing fee	\$480	\$490
Plant filing fee (Small Entity)	\$240	\$245
Reissue filing fee	\$690	\$710
Reissue filing fee (Small Entity)	\$345	\$355
Reissue independent claims	\$78	\$80
Reissue independent claims (Small Entity)	\$39	\$40
Reissue claims in excess of twenty	\$18	—
Reissue claims in excess of twenty (Small Entity)	\$9	—
Provisional application filing fee	\$150	—
Provisional application filing fee (Small Entity)	\$75	—
Surcharge - Late provisional filing fee	\$50	—
Surcharge - Late provisional filing fee (Small Entity)	\$25	—
Non-English Specification	\$130	—
Extension - First month	\$110	—
Extension - First month (Small Entity)	\$55	—
Extension - Second month	\$380	\$390
Extension - Second month (Small Entity)	\$190	\$195
Extension - Third month	\$870	\$890
Extension - Third month (Small Entity)	\$435	\$445
Extension - Fourth month	\$1,360	\$1,390
Extension - Fourth month (Small Entity)	\$680	\$695
Extension - Fifth month	\$1,850	\$1,890
Extension - Fifth month (Small Entity)	\$925	\$945
Petition	\$130	—
Processing returned checks	\$50	—

For further fee information, please call

(703-308-HELP)



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/704,803	11/03/2000	Gerd Kramer	

Gerd Kramer
Richard-Wagner-Str. 16
Leimen, DE 69181

FORMALITIES LETTER



OC000000005701291

Date Mailed: 01/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$9.
 - \$9 for 1 total claims over 20.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.00.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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OFFICE OF PETITIONS



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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Gerd Kramer
Richard-Wagner-Str. 16
Leimen, DE 69181

FORMALITIES LETTER



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

RECEIVED

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OFFICE OF PETITIONS

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the
Patent and Trademark Office

on 26 Feb. 2001
Date

G. Krämer
Signature

Gerd W. Krämer
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify
each submitted paper

2 pages Letter to James Engel

FAX RECEIVED

FEB 26 2001

PETITIONS OFFICE

Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str. 16
D-69181 Leimen
Germany
Phone: 0049-6224-925326
Facsimile: 0049-177-4238152
E-Mail: cybematic@automatic-
programming.com
25.02.2001

U.S. Patent and Trademark Office
- Special Program Law Office, Office of Petitions -
- To: James Engel -

per Facsimile to: 703-308-6916

Patent-Application Serial-Number: 09704803
Legal arguments to my "Petition to correct the Filing-Date"
37 C.F.R. § 1.6 (a) (2) + § 1.10 (a) violates Article 2 (1) of the Paris Convention

Dear Legal Advisor James Engel,

Article 2 (1) of the Paris Convention for the Protection of Industrial Property grants the to nationals of any country of the Union same rights as they're granted to the nationals of the country where the application is made.

Article 4 C.(1) of the Paris Convention offers a priority time period of 12 months to file a foreign application and also Title 35 U.S.C. § 119 (a).

Title 37 C.F.R. § 1.6 (d) (3) + § 1.8 (a) (2) (i) (A) forbids the filing of a patent-application per facsimile [see also MPEP 502.01 Headline "Correspondence relative to Patents and Patent Applications where Filing by Facsimile Transmissions is not permitted" (B)].

Therefore Title 37 C.F.R. § 1.6 (a) (2) + § 1.10 (a) grants the filing-date as the date of deposit, if the application is delivered by "Express Mail Post Office to Address" using the United States Postal Service [see also MPEP 502 Headline "Express Mail Service"].

So Title 37 C.F.R. § 1.6 (a) (2) + § 1.10 (a) violates Article 2 (1) of the Paris Convention because the United States Postal Service is not available in any country of the Union and § 1.6 (a) (2) + § 1.10 (a) does not allow a substitution of the USPS by other Express Mail Services in countries where the USPS is not available.
Therefore § 1.6 (a) (2) + § 1.10 (a) of the Patent Rules have to be extended to other fast available Express Mail Services in countries where the USPS is not available for not to violate Article 2 (1) of the Paris Convention.

Amendment 14 Section 1 last half sentence of the Constitution of the United States ("... nor deny to any person within its jurisdiction the equal protection of the laws.") provides an Equal Treatment Principle.

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FEB 26 2001

PETITIONS OFFICE

- 2 -
So the Combination of Title 37 C.F.R. § 1.6 (d) (3) + § 1.8 (a) (2) (i) (A) and Title 37 C.F.R. § 1.6 (d) (3) + § 1.8 (a) (2) (i) (A) violates

1.) the Equal Treatment Principle [Amend. 14 Sec. 1 U.S. Constitution],

and

2.) Article 4 C.(1) of the Paris Convention [12 months of Priority],

and

3.) the Year of Priority in Title 35 U.S.C. § 119 (a)

for inventors which live in countries where the United States Postal Service is not available.

For not to violate the Paris Convention and the Equal Treatment Principle the Rule in Title 37 C.F.R. § 1.6 (a) (2) + § 1.10 (a) either has to be extended including other fast Express Mail Services where the USPS is not available or Title 37 C.F.R. § 1.6 (d) (3) + § 1.8 (a) (2) (i) (A) has to allow an additional facsimile transmission to get a filing-date.

Therefore my filing-date has to be corrected either to the date of deposit to UPS Express Mail shown in the freight-warrant (*Annex A2* of my Petition) or to the date of facsimile-transmission shown in the USPTO-Letter from the 07.Nov.2000 (*Annex A4* of my Petition).

In my case the USPTO did not answer my letter from the 29.Oct.2000 (Headline "Patent Application" and request how to pay the fees) and the USPTO did not answer my letter from the 24.Nov.2000 (Headline "Missing Acknowledgement of Receipt and Application Number of my Patent-Application") and the USPTO did not answer my letter from the 12.Jan.2001 (Headline again "Missing Acknowledgement of Receipt and Application Number of my Patent-Application") and the USPTO did not answer my letter from the 30.Jan.2001 (Headline "USPTO refuses to give me an application number and to answer my letters").

Until now my said letters are unanswered.

That means, if I would receive the desired answer this Friday, 4 months would have gone by. But that would mean that a foreign inventor would have to send his patent application by postal Mail already 8 months after the priority date (after only $\frac{2}{3}$ of the priority year) to get an acknowledgement or disclaimer of receipt and to have enough time to resubmit the application, if it'd not have reached the USPTO (maybe because of an accident in the available Express Mail Service). But if the inventor would have less than 12 months, this would violate Article 4 C (1) of the Paris Convention.

On 12.Jan.2001 I called the USPTO and an employee told my that they don't know anything about my application (like it would not have reached the USPTO).

On 02.Feb.2001 I called again the USPTO and now an employee told me a Filing-Date and my Application Number. This employee told me, that the USPTO would have answered my letters by a USPTO-Letter from the 24.Jan.2001.

But this announced letter has still not arrived. On 20.Feb.2001 I called again and Mrs. Norma White told me that she'd order the file and transmit the said USPTO-Letter from the 24.Jan.2001 per facsimile to me. But the announced facsimile-transmission did not occur until now.

With friendly greetings



Gerd Krämer

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PETITIONS OFFICE

FAX RECEIVED

FEB 21 2001

#3

PETITIONS OFFICE

PTO/SB/97 (12-97)

Approved for use through 8/30/00. OMB 0851-0031

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the
Patent and Trademark Office

on 21. Feb. 2001

Date

G. Krämer

Signature

Gerd W. Krämer

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify
each submitted paper.

Petition to correct the filing-date
with annexes (totally 12 pages).

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str.16
D-69181 Leimen
Germany
Phone: +49-6224-925326
Facsimile: +49-177-4238152
E-Mail: cybernetic@automatic-
programming.com
21.02.2001

U.S. Patent and Trademark Office
- Special Program Law Office, Office of Petitions -
- To: James Engel -

per Facsimile to: 703-308-6916

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PETITIONS OFFICE

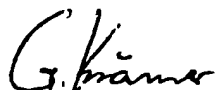
Patent-Application Serial-Number: 09/704803
Petition to correct the Filing-Date

Dear Legal Advisor James Engel,

the following Letter with its Annexes should have reached the Office of Petitions or Special Program Law Office from General Information Services, because of the on page 2 of my letter described wrong Filing-Date of my Patent-Application (on 02.Feb.2001 a USPTO employee told me on the Phone my Application-Number and that the Filing-Date on your Computer is the 03.Nov.2000).

I apply for to correct the filing date to the 31.Oct.2000 or 02.Nov.2000 because of what is described on page 2 of my annexed letter.

With friendly greetings



Gerd Krämer

Annexes:

- The letter to General Information Services from the 12.Jan.01 with its Annexes A1-A6:
 - A1: My letter from the 29.Oct.2000, which where the first 2 pages of my totally 100-pages Patent-Application.
 - A2: The freight warrant of my per UPS-Express-Envelope sent Patent-Application.
 - A3: The Original of my per facsimile sent letter from the 24.Nov.2000.
 - A4: Your letter from the 07.Nov.2000 wherewith you've sent back my additional per facsimile send Patent-Application.
 - A5: Evidence that my per UPS-Express-Envelope sent Patent-Application has reached you and that the USPTO-Address in Title 37 C.F.R. § 1.1 (a) causes trouble.
 - A6: UPS guarantee of delivery on 01.Nov.2000.
- My Addendum to this letter from the 13.Nov.2001.

REPRINT

Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str.16
D-69181 Leimen
Germany
Phone: 0049-6224-925326
Facsimile: 0049-177-4238152
E-Mail: cybernetic@automatic-
programming.com
12.01.2001 per facsimile

United States Patent and Trademark Office
- Director for General Information Services -

Washington D.C. 20231 USA

FAX RECEIVED

FEB 21 2001

PETITIONS OFFICE

per facsimile to: 001-703-305-7786

Missing Acknowledgement of Receipt and Application Number of my Patent-Application

Dear Director for General Information Services,

with the date of the 29.Oct.2000 I've sent to the USPTO's Commissioner of Patents and Trademarks a Patent-Application with the Title

"Method for generating a simple kind of Artificial Consciousness in a computer, which has the capability to plan, generate automatically and execute machine-code for the solution of arbitrary programming-abandonments (Automatic Programming)"

with UPS Express Mail (deposit date 31.Oct.2000).

The first 2 of the 100 pages of my Patent-Application are the letter to the Commissioner of Patents and Trademarks. It's annexed here again as Annex A1, and the copy of the UPS-Express-Mail freight-warrant is annexed here as Annex A2.

Additional I've send the application per facsimile to 001-703-306-5995 and received an electronic acknowledgement of an error-free transmission on 02.Nov.2000, 07:33 PM U.S. Eastern Time.

Because I've not received an Acknowledgement of Receipt and Application Number from the USPTO, I've send to the Commissioner of Patents and Trademarks a letter per facsimile to 001-703-306-5995 on the 24.Nov.2000, where I asked for an Acknowledgement of Receipt and an Application Number of my Patent-Application. Your Facsimile-Machine send me an electronic acknowledgement of error-free transmission. I annex this letter here again as Annex A3.

On the 25.Nov.2000 I've received a letter from the USPTO, where annexed the 100 additional per facsimile sent application-pages were sent back to me, because the USPTO does not accept a Patent-Application per facsimile. I append this letter here as Annex A4.

But until now I've neither received an Application-Number and Acknowledgement of Receipt of my per UPS-Express-Mail sent Patent-Application, nor an Answer to my letter from the

...

24.Nov.2000, where I've asked again for an Acknowledgement of Receipt and an Application Number of my Patent-Application.

To make sure, that my per UPS-Express-Mail sent Patent-Application has reached you, I've traced the way my Document did, by UPS-Tracking. The result shows annex A5.

You can redo this tracking by

- enter the Internet with the URL: <http://www.ups.com>
- click on the **TRACK**-Symbol or **TRACK**-String in the top-frame of the UPS-Homepage,
- enter the freight-warrant's control-number: **W6828170676**
- click on the **TRACK**-Button below the typed control-number,
- on the new page coming up click on the **DETAILS**-Button.

The result is Annex A5. It shows that my application has reached the USPTO-Division in the University-Area of Washington D.C. on the 02.Nov.2000, was not accepted there with the statement "incomplete address" [the address was complete !! - I've used the address shown in the Patent Rules Title 37 U.S.C. § 1.1(a)], and then was delivered in the USPTO-Division on the other side of the Potomac in Alexandria-Arlington on the 03.Nov.2000.

The Filing-Date has to be the 31.Oct.2000, because of Title 37 U.S.C. § 1.6:

- The USPTO does not accept the facsimile-transmission-date of a per facsimile sent patent application as the filing date,
- therefore the USPTO accepts the stamped date of deposit as the filing date, if the Patent-Application was send by Express-Mail with the United States Postal Service.
- In Germany the United States Postal Service is not available. Therefore the USPTO has to accept the stamped date of deposit of another available fast Express-Mail Postal Service; otherwise the Equal treatment principle would be violated. UPS is the fastest Germany-to-Eastern-U.S. Postal Service (see Annex A6).
- If neither the facsimile-transmission-date nor the postal-deposit-date would be accepted as the filing date, it'd surely violate international law, because then an unpredictably accident in the used Postal-Service could impede the filing of the Patent-Application.

I'd accept the 02.Nov.2000 as the filing date too, because

- the Patent-Application reached the USPTO-Division in the Area of the Washington D.C. University on the 02.Nov.2000, but it was not accepted there.
- the address was complete, regarding the head of letter to the Commissioner to Patents and Trademarks, Annex A1 (the Couvert had the same address), and comparing it with Title 37 U.S.C. § 1.1 (a).
- so the not-delivery to the USPTO-Division in Washington D.C. was not my fault; therefore a Re-instatement into the previous status (02.Nov.2000) has to be granted.

A filing date of the 03.Nov.2000 I'd not accept. If the USPTO would neither accepts the 31.Oct.2000, nor the 02.Nov.2000 as the filing date, please tell me the name of the plea and the name and address of the court, where I could fight for the filing date.

Please answer me either

- per facsimile to: **0049-177-4238152**
- or per E-Mail to: cybernetic@automatic-programming.com

With friendly greetings



Gerd Krämer

Annexes A1 to A6 like described above - totally 10 pages.

Dipl.-Phys. Gerd W. Krämer

Richard-Wagner-Str.16
D-69181 Leimen
Germany
Phone: 06224-925326
Fax+Hdy: 0177-4238152
E-Mail: cybernetic@automatic-programming.com
29. Oct. 2000

United States Patent and Trademark Office
- Commissioner of Patents and Trademarks -

Washington D.C. 20231 USA

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FEB 21 2001

Patent Application

PETITIONS OFFICE

Dear Commissioner of Patents and Trademarks,

I've developed a method creating a simple kind of artificial consciousness. The economic relevant effect is, that this method has the capability to develop requirement-satisfying software subroutines automatically.

I am a single independent inventor and claim the **small entity** fees described in the Title 37 Code of Federal Regulations § 1.27c (final regulations 8.Sept.2000).

I also claim **foreign priority** (Title 35 U.S.C. § 119 and Title 37 C.F.R. § 1.55): It was the 2nd November 1999, when I announced the patent to the german Patent- and Trademark-Office (DPMA). A copy of the Bibliography-Certification lies nearby. A publication before the 2nd November 1999 does not exist. The patent is not published until now in Germany because the examination is not finished. Therefore a German patent number does not exist yet - only the application number specified by "*Foreign Application One::*" in the enclosed application data sheet. The following data are not part of your Data Entry Format, so I offer them here:

IPC-Main-Class: G06F009/44
IPC-Accessory-Class: G06F015/18
German Applicator's Number: 10857796

Overview of the enclosed Forms and Application:

- Utility-Patent Application Form (PTO/SB/05)
- Fee Transmittal Form (PTO/SB/17)
- Application Data Sheet (as described in "Guide for Preparing Bibliographic Data for Electronic Capture")
- Original Entry-Acknowledgement of the german PTO (=DPMA) [for proving the priority date]
- Copy of the Bibliographic Data Sheet from the german PTO (=DPMA)
- Patent-Description incl. Drawings: 51 pages. [translated myself]
- Declaration for Patent Application (PTO/SB/103 - 3 pages)
- German version of the application: 36 pages [+1 page correction-history]

...

In the southern german federal states the 1st November is a holiday (I live near Heidelberg in Baden-Wuerttemberg and the german PTO (=DPMA) is in Munich in Bavaria) - so I have no chance to order, receive and send to you a by the german PTO (=DPMA) certified copy of the first original application before the end of the priority year (2nd Nov.). An agent of your office told me that it doesn't matter and that I could send to you the DPMA-certified copy later.

I'll order it from the DPMA and send it to you with the information disclosure statement.

When I look at the published US-patents there are many references shown. I cannot offer you references, because my inventory is a totally new way to use a computer:

The system itself learns programming in machine-code - world-wide I've not found any similar invention in the public patent-databases.

I don't exactly know how to pay the basic fee because I don't have an US-applicant's number yet and I don't know to which account I should transfer the money. If it's possible for you, I allow you to take the \$ 354 from my account 2213818 at the "Badische Beamtenbank" BLZ 66090800 - if this is not possible, please write me, to which bank account with which reference-number I should transfer the money to.

On your form-overview-site "<http://www.uspto.gov/web/forms/index.html>" a PTO/SB/35 "Nonpublication Request" in reference to 35 U.S.C. 122(b)(2)(B)(i) is announced.

In the version from the 1st Feb. 2000 of the Title 35 United States Code (Patent law) downloaded from the website "<http://www.uspto.gov/web/offices/pac/mpep/mpep.htm>" I cannot find a (b)(2)(B)(i) in the short § 122 ?!?

If possible, it would be nice if you could wait with the examination until the examination at the german Patent- and Trademark-Office (=DPMA) is finished.

With friendly greetings



Gerd Krämer

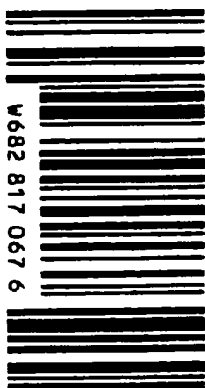
Enclosures like described above

send per UPS-Express-Envelope and transmitted per Facsimile (If I'd receive an acknowledgement before the end of the 2nd November I'd not send it additional per facsimile)

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ANLEITUNG SIEHE RÜCKSEITE

ROT GEDRUCKTE FÄLDER
BETREFFEN NUR INTERNATIONALE
SENDUNGEN



FRACHTBRIEF-KONTROLLNUMMER



FRACHTBRIEF
(nicht übertragbar)

1) UPS KUNDENNUMMER DES VERSENDERS 690x69		UST.-IDENT.-NR. DES VERSENDERS	
NAME DES VERSENDERS Krämer		TELEFONNUMMER (Sehr wichtig) 0477-4238152	
FIRMENNAME UND ADRESSE Gerd Krämer Richard-Wagner-Str. 16 Postleitzahl (Sehr wichtig) 69181 Leimen Germany			
2) UPS KUNDENNUMMER DES EMPFANGERS		STADT- / ZOLLNUMMER ETC. DES EMPFANGERS	
NAME DER KONTAKTPERSON		TELEFONNUMMER (Sehr wichtig)	
FIRMENNAME UND ADRESSE United States Patent & Trademark Office - Commissioner of Patents and Trademark - Postleitzahl (Sehr wichtig) 20231 Washington, DC USA			
3) ZAHLUNGSOPTIONEN II (Bitte nur eine Option ankreuzen, siehe Rückseite)			
Frei Haus	Unter	Auf	Verrechnen
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KREDITKARTEN-NR.		ABKÜRZUNG	
4) ANGABEN ZU RECHNUNGSSTELLUNG AN DRITTE		STADT	
NAME DER FIRMA		STADT	

I. Erforderlich bei Standard-Sendungen, wenn in Feld 3 die Option „Unter“ gewählt wurde.
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Express Plus	<input type="checkbox"/>	1+	
Express	<input checked="" type="checkbox"/>	1	
Express Saver	<input type="checkbox"/>	1P	
Expedited	<input type="checkbox"/>	2	
Standard	<input type="checkbox"/>		
6) ANGABEN ZUR SENDUNG			
WIEGE DES PAKETS (Trocken- oder Gesamtgewicht)		GEMISCHTES PAKET (Trocken- oder Gesamtgewicht)	
Netto		Brutto	
kg		kg	
<input checked="" type="checkbox"/> UPS EXPRESS		<input type="checkbox"/> UPS EXPEDITED	
WERT DER SENDUNG (in €)		WERT DER SENDUNG (in €)	
OS oder CF		OS oder CF	
REFERENZ-NR. 1 (OPTIONAL)		REFERENZ-NR. 2 (OPTIONAL)	
BESCHREIBUNG DER WAREN		BESCHREIBUNG DER WAREN	
Nur Dokumente		Nur Dokumente	
<input checked="" type="checkbox"/> Dokument		<input checked="" type="checkbox"/> Dokument	

IV. Bitte geben Sie auf alle Fälle an, welche Wertung Sie verwenden.
Fehlende Wertungsinformationen können zu Verzögerungen führen, für die UPS nicht haftet. In der Schweiz kann nur der SFR benutzt werden.

7) ZUSATZLEISTUNGEN (siehe Rückseite)		
SAMSTAGSZUSTELLUNG		
ANZAHL DER EMPFANGSBESTÄTIGUNGEN		
BESONDERE ANMERKUNGEN		
8) VERSANDDATUM		
TT	MM	JJ
21	10	01
UNTERSCHRIFT DES VERSENDERS		
G. Krämer		
FÜR UPS IN EMPFANGSBEREICH VON DATUM		
21/10/01		
ANZAHL DER FÄLDER FÜR DIE DER ZUSATZGEBÜHR ZUSATZLICHE HANDHAUFUNG ERHOHEN WIRD		
BETRAG ERHALTEN		
BETRAG		
69,78		
SONSTIGE ANGABEN		
V. Bei Standard-Sendungen nicht erforderlich.		
VI. Möglich bei Sendungen innerhalb Deutschlands.		

KOPIE DES VERSENDERS

Dipl.-Phys. Gerd W. Krämer

(A3)

Richard-Wagner-Str.16
D-69181 Leimen
Germany
Phone: 06224-925326
Fax+Hdy: 0177-4238152
E-Mail: cybematic@automatic-
programming.com
24.11.2000 per Fax

United States Patent and Trademark Office
- Commissioner of Patents and Trademarks -

Washington D.C. 20231 USA

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PETITIONS OFFICE

Missing Acknowledgement of Receipt and Application Number of my Patent-Application

Dear Commissioner of Patents and Trademarks,

with application form the 29.10.2000 I've sent to you the following documents:

- filled Utility-Patent Application Form (PTO/SB/05)
 - filled Fee Transmittal Form (PTO/SB/17)
 - Application Data Sheet (as described in "Guide for Preparing Bibliographic Data for Electronic Capture")
 - Original Entry-Acknowledgement of the german PTO (=DPMA) [for proving the priority date]
 - Copy of the Bibliographic Data Sheet from the german PTO (=DPMA)
 - Patent-Description incl. Drawings: 51 pages - in detail:
 - Description: 26 pages
 - Claims: 5 pages
 - Abstract: 1 page
 - Drawings: 19 pages
 - Declaration for Patent Application (PTO/SB/103 - 3 pages)
 - German Version of the Application: 36 pages [+ 1 page correction-history]
- [Total exactly 100 pages.]*

I gave it here to UPS on the 31.Oct. as Express Envelope and UPS guaranteed a delivery to the End of the 1st Nov.:

Origin: 69181, GERMANY
Destination: 20231, UNITED STATES
Shipped On: Tue, Oct 31, 2000
Shipment Type: 1 lb. or 1 kg. document
Service Type: UPS Worldwide Express
Delivery Date: Wed, Nov 1, 2000
Delivery Time: By End of Day
Guaranteed: Yes

(from domain www.ups.com).

So my Application must have reached you at the end if the 1st Nov. Additionally I've send

...

it to you (the same 100 pages) by facsimile (start of transmission 02.11.2000 19:25:42, end of transmission 20:31:52 US Eastern Time, and received acknowledgement of correct transmission).

But until now I've not received an acknowledgement of receipt and application number.

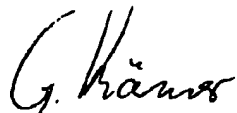
Your address (like above) I've taken from 37 CFR § 1.1 (your Patent Rules in the version of the 01.02.2000) - so it has to be correct, and your facsimile-number (001-703-306-5995) I've taken from your downloaded PTASFAX.PDF, so it has to be correct too (I send this letter to the same number).

Please send me an acknowledgement of receipt of my patent application and an application number either

per facsimile to: 0049-0177-4238152

or per E-Mail to: cybernetic@automatic-programming.com

With friendly greetings

A handwritten signature in cursive script, appearing to read 'G. Krämer'.

Gerd Krämer



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

25. Nov. 2000

November 07, 2000

Submitter

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Notice of Submission Type


Your request to record a document in the United States Patent and Trademark Office was received via electronic fax on November 02, 2000, at 07:33 PM.

The document submitted cannot be processed via electronic fax. Please resubmit your document to the Assignment Division via mail service.

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Tracking Detail

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Status: Delivered
Delivered on: Nov 3, 2000 9:58 A.M.
Signed by: ASFRAN
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Delivered to: ARLINGTON, VA, US
Shipped or Billed on: Oct 31, 2000

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Service Type: EXPRESS
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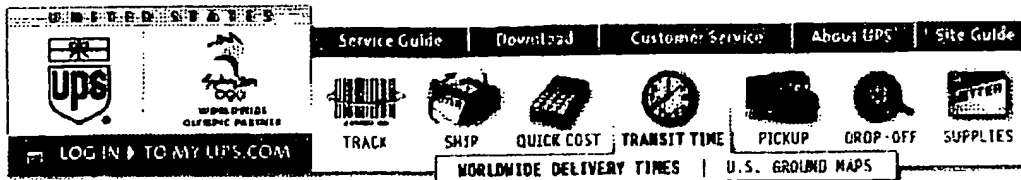
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Date	Time	Location	Activity
Nov 3, 2000	9:58 A.M.	ALEXANDRIA-ARLINGTON, VA, US	DELIVERY
	6:15 A.M.	ALEXANDRIA SORT, VA, US	DESTINATION SCAN
	5:27 A.M.	ALEXANDRIA SORT, VA, US	ARRIVAL SCAN
	4:07 A.M.	BALTIMORE, MD, US	DEPARTURE SCAN
Nov 2, 2000	10:27 P.M.	BALTIMORE, MD, US	ARRIVAL SCAN
	9:23 P.M.	DC SORT, MD, US	ORIGIN SCAN
	6:50 A.M.	DC UNIVERSITY, DC, US	INCOMPLETE ADDRESS, NOT DELIVERED
			CORRECTED DELIVERY RESCHEDULED
	7:32 A.M.	DC UNIVERSITY, DC, US	INCOMPLETE ADDRESS, NOT DELIVERED
	6:43 A.M.	ALEXANDRIA SORT, VA, US	ROUTED INCORRECTLY AT UPS FACILITY, PKG HAS BEEN REROUTED TO DESTINATION
	6:44 A.M.	ALEXANDRIA SORT, VA, US	LOCATION SCAN
Nov 1, 2000	1:55 P.M.	ALEXANDRIA SORT, VA, US	LEFT IN A UPS FACILITY, DELAYED; FORWARDED TO DESTINATION
			LOCATION SCAN
	1:55 P.M.	ALEXANDRIA SORT, VA, US	DESTINATION SCAN
	1:52 P.M.	ALEXANDRIA SORT, VA, US	DESTINATION SCAN
	7:38 A.M.	NEWARK AIR SORT, NJ, US	IMPORT SCAN
	5:31 A.M.	NEWARK AIR SORT, NJ, US	DESTINATION SCAN
	5:19 A.M.	NEWARK INTL, NJ, US	ARRIVAL SCAN
	3:14 A.M.	COLOGNE, DE	DEPARTURE SCAN
Oct 31, 2000	1:16 A.M.	COLOGNE-AIRPORT, DE	ORIGIN SCAN
	1:15 A.M.	COLOGNE-AIRPORT, DE	EXPORT SCAN
Oct 31, 2000	11:20 P.M.	DE	PICKUP MANIFEST RECEIVED
	10:13 P.M.	DE	ORIGIN SCAN
	9:08 P.M.	HERFORD, SUB, DE	ORIGIN SCAN

Tracking results provided by UPS: Jan 12, 2001 1:11 P.M. Eastern Time (USA)

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A6

Worldwide Delivery Times Detail

Below is the delivery schedule detail for the following shipment:

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Destination: 20231, UNITED STATES
Shipped On: Tue, Oct 31, 2000
Shipment Type: 1 lb. or 1 kg. document

Service Type: UPS Worldwide Express
Delivery Date: Wed, Nov 1, 2000
Delivery Time: By End of Day
Guaranteed: Yes

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Rest Day(s): 0
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Dipl.-Phys. Gerd W. Krämer

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Germany
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Facsimile: 0049-177-4238152
E-Mail: cybernetic@automatic-
programming.com
13.01.2001 per facsimile

United States Patent and Trademark Office
- Director for General Information Services -

Washington D.C. 20231 USA

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PETITIONS OFFICE

per facsimile to: 001-703-305-7786

Addendum to my yesterday letter

"Missing Acknowledgement of Receipt and Application Number of my Patent-Application"

Dear Director for General Information Services,

yesterday I've sent a letter with the title

"Missing Acknowledgement of Receipt and Application Number of my Patent-Application"

per facsimile to you, where I several times wrote *"Title 37 U.S.C."* instead of *"Title 37 C.F.R."*.

I've meant the Patent Rules in the Code of Federal Regulations, not the United States Code (I used the wrong Abbreviation).

Additional to my yesterday letter I show you the adhesive label, which was on the envelope of my Patent Application, which I sent per UPS-Express-Mail to the Commissioner of Patents and Trademarks:

United States Patent and Trademark Office
- Commissioner of Patents and Trademarks -
Washington D.C. 20231
U.S.A.

With friendly greetings

G. Krämer

Gerd Krämer

*I printed this label 3 times
(this is the 2nd one).*